

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

ALANA K. BULLIS,
Plaintiff,

v.

MARTHA A. SANDERLIN, individually and
as a marital community,
Defendant.

Case No. C05-5080RJB

ORDER

This matter comes before the court on review of Plaintiff's Opposition to Defendant's Motion for Continuance. Dkt. 29. The court has considered the relevant documents and the remainder of the file herein.

On September 6, 2005, the court issued an order granting defendant's motion for continuance and renoted defendant's Motion to Dismiss Pursuant to FRCP 12(b)(6) and for Terms/motion for summary judgment (Dkt. 19), Plaintiff's Motion for Partial Summary Judgment as to Defendant's Liability Under FRCP 56(a)(Dkt. 20), and Plaintiff's Motion to Enlarge Time to Join Parties and to Enlarge Time to File Motions Related to Discovery (Dkt. 22) for September 16, 2005. Dkt. 28. In the order, the court recognized that defendant had improperly noted the motion for continuance for the day after the motion had been filed. Nonetheless, the court concluded that the procedural posture of this case did not need to become more complicated than it has already become, and, in an effort to provide for full briefing on the merits of the issues, the court granted the motion for continuance and renoted the motions identified above.

1 On September 6, 2005, after the court's order was filed, plaintiff filed a motion opposing
2 defendant's motion for continuance and requesting that the court order defendant to reimburse her \$250
3 for the unnecessary costs and expenses in responding to this motion. Dkt. 29.

4 The court has already recognized that defendant improperly noted the motion for continuance. The
5 court issued its ruling as soon as feasible in an attempt to avoid unnecessary filings by the parties and to
6 provide an orderly procedure that would lead to a fair consideration of the merits of the motions.

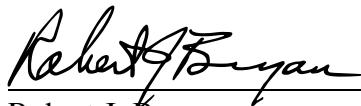
7 The court's September 6, 2005 order granting defendant's motion for continuance should be
8 affirmed. Plaintiff's request for reimbursement for costs and expenses should be denied.

9 Therefore, it is hereby

10 **ORDERED** that the Order granting the motion to Continue.(Dkt. 28) is **AFFIRMED**. Plaintiff's
11 request for reimbursement for costs and expenses for responding to this motion (Dkt. 29) is **DENIED**.

12 The Clerk is directed to send uncertified copies of this Order to all counsel of record and to any
13 party appearing *pro se* at said party's last known address.

14 DATED this 9th day of September, 2005.

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16 Robert J. Bryan
17 United States District Judge
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